

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Cooperation Department – P.S.- Departmental proceedings against Sri B.Hanumandlu Deputy Registrar (Retd) for the irregularities committed by him in discharge of official duties while he worked on deputation in Karimnagar Cooperative Urban Bank Ltd., Karimnagar – imposing the penalty for withholding the full pension permanently – Orders – Issued.

AGRICULTURE & COOPERATION (VIG.III) DEPARTMENT

G.O.Rt.No.

Dated 03.12.2008

Read the following:-

1. Charge Memo of CC&RCS, Hyderabad,Rc.No.12130/96-G1 dt. 28-12-1998.
2. G.O.Rt.No.101 A&C (Coop.II) Dept., dt.1.2.2001.
- 3.. From the JR(Vig), O/O RCS, Further Report on Section 51 Enquiry Report dt. 23-12-200
4. From Sri B.Haumandlu, D.R of CR(Retd) written statement of defense dt. 23-1-2003.
- 5.G.O.Rt.No.652,A&C(Coop-II)Dept.,dt.31-7-2003.
- 6.Govt.Memo.No.18197/Coop.II(1)/2002 dated 31.7.2003.
7. From Sri J.Ashiravada, JR/Inquiry Officer, Inquiry Report Dt. 15-12-2003.
8. Govt.Memo.No.14000/Vig-III/2003, dt. 10-11-2006.
9. The Andhra Pradesh Gazette, Part-I, Extraordinary, No.498, dt. 21-8-2007.
10. Govt.letter No.14000/Vig.III/2003-10 dt.26.8.2008
- 11.From the Secretary, APPSC, Hyderabad Lr.Rc.No.1239/RT-1/1/2008 dated 27.8.2008.

O R D E R

On the allegations of certain irregularities in Karimnagar Coop Urban Bank Ltd., Karimnagar, a statutory enquiry u/s51 of APCS Rules 1964 was ordered into the affairs of the said cooperative Bank. The Dy. Registrar(Vig)/Enquiry Officer . had conducted the enquiry u/s 51 of APCS Act, and submitted the enquiry report which reveled that Sri B. Hanumandlu, Dy. Registrar /C.E.O. of Karimnagar Coop Urban Bank Ltd., had committed certain grave financial irregularities. Sri B.Hanumandlu, DR was placed under suspension on 24.8.1998. The Registrar of Cooperative Societies in his proceedings 1st read above, had initiated departmental proceedings against Sri B.Hanumandlu, DR(U/s) u/r 20 of APCS (CCA) Rules 1991. Subsequently he was reinstated into Service on 9.3.1999 and he was retired on 30.6.1999 at the age of superannuation.

2. In the meanwhile Govt. in view of the pendancey of the disciplinary case had sanctioned provisional pension to Sri B.Hanumandlu, Deputy Registrar (Retd) in the reference 2nd read above without prejudice to the disciplinary case. As the things stood thus the Karimnagar Coop Urban Bank Ltd., Karimnagar had filed W.P.No.70077/2001 against the surcharge proceedings dt.28.11.2000 passed by the DCO Karimnagar and to direct the authorities to conduct afresh enquiry into the matter. The Hon'ble High Court in his interim orders dt.16.4.2001 in W.P.Mp.No.8994/2001 had directed not to release pension, GPF, Gratuity etc., to Sri B.Hanumandlu pending W.P.No.7077/2001. However the Hon'ble A.P. High Court in its orders dt.18.4.2002 in W.V.M.P. No.3025/2001 in W.P.No. 7077/2001 filed by Sri B.Hanumadlu had observed that the pensioner cannot be deprived of retirement benefits as he was exonerated from the surcharge proceedings. Against these orders, the Karimnagar Cooperative Urban Bank had filed Writ Appeal No.1650/2002 and Divisional Bench disposed the Writ Appeal modifying the orders of learned single judge to the effect that while settling the retirement benefits to Sri B.Hanumandlu, Government shall retain a

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sum of Rs.3.00 lakhs. Accordingly Govt in the reference 5th read above has issued orders for release of the retirement benefits to Sri B.Hanumandlu Deputy Registrar (Retd) by withholding an amount of Rs.3.00 lakhs.

3. Sri B.Hanumandlu DR(Retd) in his written statement of defense in the reference 4th read above had denied the charges framed against him. In the reference 6th read above Govt., have continued the disciplinary proceedings against Sri B.Hanumandlu, Deputy Registrar of Cooperative Societies (Retd) and appointed Sri J. Aseervadam, Joint Registrar O/o the Registrar of Cooperative Societies, as Inquiring authority to inquire into the charges framed against him. The Inquiry Officer has conducted the Inquiry and

submitted the Inquiry Report vide reference 7th read above, wherein it was reported that five charges out of eight charges framed against the CO were held proved.

4. Government have examined the Inquiry report and provisionally decided to withhold the pension in full and permanently as a measure of penalty considering the gravity of charges against the Charged Officer. In the reference 8th read above while communicated the copy of the Inquiry report, the CO was directed show cause as to why the above said penalty should not be imposed against him. As the show cause notice issued to CO was returned on serviced in the postal endorsement as “Unclaimed returned to the sender” the same was published in the A.P. Gazette Part- I Extraordinary vide No. 498 dated 21.8.2000. But, no representation has been received from the charged officer even after lapse of one year.

5. Government after careful consideration of the matter have decided to confirm the provisional decision of imposing the penalty of withholding the pension in full permanently on Sri B. Hanumandlu Deputy Registrar (Retd) in view of the gravity of the charges which were held proved during the regular Inquiry under Rule 9 of APRP. Rules 1980. In the reference 9th read above, the AP. Public Service Commission was consulted for its opinion, and the A.P. Public Service Commission, has agreed with the proposal of Government to impose the above penalty.

6. Accordingly Government hereby impose the penalty of withholding of full pension permanently against Sri B.Hanumandlu, Deputy Registrar, (Retd) for the irregularities committed by him in discharge of official duties while he worked on deputation in Karimnagar Cooperative Urban Bank Ltd., Karimnagar.

7. The Commissioner for Cooperation & Registrar of Cooperative Societies, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PANKAJ DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Individual through the Commissioner for Cooperation &
Registrar of Cooperative Societies, Hyderabad
The Commissioner for Cooperation & Registrar of
Cooperative Societies, Hyderabad.
Copy to Secretary, A.P. Public Service Commissioner, Hyderabad
Sf/Sc.,

//forwarded;;by order//

Section Officer.